Michael S. Lavenant, Esq. - State Bar No. 198765
michael@landeggeresq.com
LANDEGGER, BARON & LAVENANT
A Law Corporation
15760 Ventura Boulevard
Suite 1200
Encino, CA 91436
Telephone: (818) 986-7561

Attorneys for Defendant R. J. Reynolds Tobacco Company

UNITED STATES DISTRICT COURT

FOR THE SOUTHERN DISTRICT OF CALIFORNIA

DAWN D. RADCLIFFE, individually, and on behalf of a class of others similarly situated, Plaintiffs, vs. R. J. REYNOLDS TOBACCO COMPANY, a North Carolina corporation, Defendants.	CASE NO.: 08 CV 0393 H POR ASSIGNED FOR ALL PURPOSES TO JUDGE LOUISA A. PORTER CASE FILED: February 29, 2008 **NOTICE OF RELATED CASES** DISCOVERY CUT-OFF: NONE MOTION CUT-OFF: NONE TRIAL DATE: NONE

Pursuant to Local Rule 40.1(e), Defendant R. J. Reynolds Tobacco Company hereby submits the following Notice of Related Cases:

Please take notice that the above-captioned case is related to the following cases pending in federal courts in other districts:

1. Zola Marshall v. R. J. Reynolds Tobacco Company, United States District Court for the Western District of Missouri, Case No. 07-CV-0227-W-RED, filed on March 19, 2007; and

///

2. Sharon Dinino v. R. J. Reynolds Tobacco Company, United States District Court for the Northern District of New York, Case No. 08-CV-00175-TJM-DEP, filed on February 14, 2008.

The instant case is related to the those two pending cases in that they involve the same defendant; overlapping proposed classes of plaintiffs; the same claims under the Fair Labor Standards Act; and similar claims under state wage hour laws. Consolidation of these cases is likely to effect a saving of judicial effort and other economies, and Defendant will therefore be filing a Motion to Transfer this case to the United States District Court for the Western District of Missouri in the near future.

DATED: May 28, 2008 LANDEGGER, BARON & LAVENANT

By: /s/
Michael S. Lavenant
Attorneys for Defendant
R. J. Reynolds Tobacco Company

PROOF OF SERVICE
STATE OF CALIFORNIA, COUNTY OF LOS ANGELES
CASE NAME: *Dawn D. Radcliffe v. R. J. Reynolds Tobacco Company*
Case No.: 08 CV 0393 H POR

I declare as follows:

I am employed in the County of Los Angeles, California. I am over the age of 18 years, and not a party to the within action; my business address is 15760 Ventura Boulevard, Suite 1200, Encino, California 91436. I am readily familiar with my employer's business practice for collection and processing of correspondence for mailing with the United States Postal Service. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing affidavit.

On May 29, 2008, I served a true and correct copy, with all exhibits, of the following documents described as:

NOTICE OF RELATED CASES

☐ On the party or parties named below, by personally delivering a true copy thereof on at approximately __________ p.m. at ___________________ *(Personal service)*

☒ On the party or parties named below, by following ordinary business practice, placing a true copy thereof enclosed in a sealed envelope, for collection and mailing with the United States Postal Service, where it would be deposited for first class delivery, postage fully prepaid, in the United States Postal Service, that same day in the ordinary course of business, addressed as set forth below. *(Regular office deposit)*

☐ On the interested parties in the within action by placing the above documents in the United States mail for Express Mail delivery at 15760 Ventura Boulevard, Encino, California 91436 in a sealed envelope, with Express Mail postage thereon fully prepaid; by depositing copies of the above documents in a box or other facility regularly maintained by Federal Express, in an envelope or package designated by Federal Express Airbill No. ***, with delivery fees paid by sender's account. (Code of Civil Procedure §1013(c).) *(Overnight delivery service)*

☐ On the interested parties in the within action by transmitting via facsimile machine to the name(s) and facsimile number(s) set forth below. *(Facsimile)*

☒ On the interested parties in the within action by transmitting via electronic mail by providing the document(s) to the Court's electronic filing system pursuant to their instructions on that website. *(E-mail)*

SEE ATTACHED SERVICE LIST

I certify under penalty of perjury under the laws of the State of California that the foregoing is true and correct and that this declaration was executed on May 29, 2008 at Encino, California.

By: /s/
Signature of Declarant

By: **IDA MAMEDOVA**
Type or Print Name of Declarant

SERVICE LIST

CASE NAME: *Dawn D. Radcliffe v. R. J. Reynolds Tobacco Company*
Case No.: 08 CV 0393 H POR

George A. Hanson
Matthew L. Dameron
Stueve Siegel Hanson, LLP
460 Nichols Parkway
Suite 200
Kansas City, MO 64112

Jason S. Hartley
Ross Dixon and Bell
550 West B Street
Suite 400
San Diego, CA 92101-3599